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AN ORDINANCE

BY COUNCILMAN C. T. MARTIN

AN ORDINANCE TO AMEND ARTICLE X, PROCUREMENT AND **REAL ESTATE** CODE, DMSION 4, SOURCE SELECTION AND CONTRACT FORMATION, SECTION 2-1192, EMERGENCY PROCUREMENT. SUBPARAGRAPH (a), **SO AS TO REQUIRE COUNCIL APPROVAL FOR NON-THREATENING EMERGENCY PROCUREMENTS; AND FOR OTHER PURPOSES.**

NOW, **BE AND IT IS HEREBY ORDAINED BY THE COUNCIL OF ATLANTA; GEORGIA, as follows:**

SECTION 1: That Section 2- 1192 "Emergency procurement", subparagraph (a), which reads as follows:

"Sec. 2-1192. Emergency procurement.

- (a) Notwithstanding **any** other section of **this** article, when the purchasing agent **determines** that **an** emergency exists, the purchasing agent **may make or authorize others to make** emergency procurements for supplies, services, construction items or professional or consultant **services**. **The** purchasing agent shall make such determination when there **exists** a threat to public health, welfare or safety under emergency conditions. Such emergency procurements **shall** be made with **as** much competition **as** is practicable under the circumstances."

be, and **is** hereby amended **to add** additional requirements, **as** follows:

"Sec. 2-1192. Emergency procurement.

- (a) Notwithstanding any other section of **this** article, when the purchasing agent **determines** that **an** emergency **exists**, the purchasing agent **may** make or **authorize** others to make emergency procurements for supplies, **services**, construction **items** **or** professional or consultant **services**. **The purchasing** agent shall **make** such determination when there **exists a** threat to public health, welfare or safety under emergency conditions. Such emergency procurements **shall** be made with **as** much competition as **is** practicable under the circumstances. **When there exists a**

non-threatening but immediate-type emergency situation that will impact the public health, welfare or safety, the purchasing agent shall, through proper preparation of Resolution, require Council approval."

SECTION 2: That all ordinances or parts of ordinances in conflict herewith, be and the same are hereby repealed.